UNITED
NATIONS

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Security Council

Distr.
GENERAL

S/25070/Add.2
21 January 1993

ORIGINAL: ENGLISH

SUMMARY STATEMENT BY THE SECRETARY-GENERAL ON MATTERS OF WHICH THE SECURITY COUNCIL IS SEIZED AND ON THE STAGE REACHED IN THEIR CONSIDERATION

Addendum

Pursuant to rule 11 of the provisional rules of procedure of the Security Council, the Secretary-General is submitting the following summary statement.

The list of items of which the Security Council is seized is contained in document S/25070 of 9 January 1993.

During the week ending 16 January 1993 the Security Council took action on the following item:

The situation between Iraq and Kuwait (see S/21100/Add.30, S/21100/Add.31, S/21100/Add.32, S/21100/Add.33, S/21100/Add.36, S/21100/Add.37, S/21100/Add.38, S/21100/Add.42, S/21100/Add.43, S/21100/Add.47, S/22110/Add.6, S/22110/Add.7, S/22110/Add.8, S/22110/Add.9, S/22110/Add.13, S/22110/Add.14, S/22110/Add.17, S/22110/Add.20, S/22110/Add.24, S/22110/Add.25, S/22110/Add.32, S/22110/Add.37, S/22110/Add.40, S/23370/Add.8, S/23370/Add.11, S/23370/Add.28, S/23370/Add.34, S/23370/Add.39 and S/25070/Add.1; see also S/23370/Add.10, S/23370/Add.32 and S/23370/Add.47)

The Security Council resumed its consideration of the item at its 3162nd meeting, held on 11 January 1993, in accordance with the understanding reached in its prior consultations, having before it the special report of the Secretary-General on the United Nations Iraq-Kuwait Observation Mission (S/25085).

The President stated that, following consultations among members of the Security Council, he had been authorized to make the following statement on behalf of the Council (S/25091):

> "The Security Council notes that there have been a number of recent actions by Iraq as part of its pattern of flouting relevant Security Council resolutions. One was the series of border incidents involving

the United Nations Iraq-Kuwait Observation Mission (UNIKOM); another was the incident concerning the United Nations Special Commission (UNSCOM) and UNIKOM flights.

"The Security Council is deeply concerned at the incidents reported in the Secretary-General's special report of 10 January 1993 on UNIKOM (S/25085). The Security Council recalls the provisions of resolution 687 (1991) that established the Demilitarized Zone between Iraq and Kuwait and demanded that both countries respect the inviolability of the international boundary between them. It reaffirms that the boundary was at the very core of the conflict and that, in resolutions 687 (1991) and 773 (1991), it guaranteed the inviolability of the boundary and undertook to take as appropriate all necessary measures to that end in accordance with the Charter of the United Nations.

"The Council condemns the action taken by Iraq on 10 January 1993 to remove equipment by force from the Kuwaiti side of the demilitarized zone without prior consultation with UNIKOM, and through UNIKOM with the Kuwaiti authorities, as set out in the letter of 8 January 1993 from the President of the Security Council to the Secretary-General. In particular, the Council draws attention to the removal by Iraq of four HY-2G anti-ship missiles and other military equipment from the six bunkers in the former Iraqi naval base at Umm Qasr on Kuwaiti territory, in spite of the objections of UNIKOM and their efforts to prevent this. This action is a direct challenge to the authority of UNIKOM and amounts to clear cut defiance by Iraq of the Council, which stipulated in the letter of 3 November 1992 from the President of the Council to the Secretary-General that the military equipment in the six bunkers should be destroyed by or under the supervision of UNIKOM. The Council demands that the anti-ship missiles and other military equipment removed by force from the six bunkers at Umm Qasr in Kuwaiti territory be returned immediately to the custody of UNIKOM for destruction, as previously decided.

"The Council also condemns further Iraqi intrusions into the Kuwaiti side of the demilitarized zone on 11 January 1993. It demands that any future retrieval mission be in accordance with the terms set out in the letter of 8 January 1993 from the President of the Council to the Secretary-General. On the UNIKOM facilities at Camp Khor, the Council stresses that the land and premises occupied by UNIKOM shall be inviolate and subject to the exclusive control and authority of the United Nations.

"The Council invites the Secretary-General, as a first step, to explore on an urgent basis the possibilities for restoring UNIKOM to its full strength and to consider in an emergency such as this the need for rapid reinforcement as set out in paragraph 18 of his report of 12 June 1991 (S/22692), as well as any other suggestions that he might have to enhance the effectiveness of UNIKOM, and to report back to the Council.

"The Council is also alarmed by Iraq's refusal to allow the United Nations to transport its Special Commission (UNSCOM) and UNIKOM personnel into Iraqi territory using its own aircraft. In this connection the Council reiterates the demand in its statement of 8 January 1993 that Iraq permit UNSCOM and UNIKOM to use their own aircraft to transport their personnel into Iraq. It rejects the arguments contained in the letter of 9 January 1993 from the Minister of Foreign Affairs of Iraq to the President of the Security Council (S/25086).

"These latest developments concerning the activities of UNIKOM and UNSCOM constitute further material breaches of resolution 687 (1991), which established the cease-fire and provided the conditions essential for the restoration of peace and security in the region, as well as other relevant resolutions and agreements. The Council demands that Iraq cooperate fully with UNIKOM, UNSCOM and other United Nations agencies in carrying out their mandates, and again warns Iraq of the serious consequences that will flow from such continued defiance. The Council will remain actively seized of the matter."

UNITED
NATIONS

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Security Council

Distr.
GENERAL

S/25070/Add.3
28 January 1993

ORIGINAL: ENGLISH

SUMMARY STATEMENT BY THE SECRETARY-GENERAL ON MATTERS OF WHICH THE SECURITY COUNCIL IS SEIZED AND ON THE STAGE REACHED IN THEIR CONSIDERATION

Addendum

Pursuant to rule 11 of the provisional rules of procedure of the Security Council, the Secretary-General is submitting the following summary statement.

The list of items of which the Security Council is seized is contained in document S/25070 of 9 January 1993.

During the week ending 23 January 1993, the Security Council took no action on any of the items listed therein.

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UNITED
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Security Council

Distr.
GENERAL

S/25070/Add.4
4 February 1993

ORIGINAL: ENGLISH

SUMMARY STATEMENT BY THE SECRETARY-GENERAL ON MATTERS OF WHICH THE SECURITY COUNCIL IS SEIZED AND ON THE STAGE REACHED IN THEIR CONSIDERATION

Addendum

Pursuant to rule 11 of the provisional rules of procedure of the Security Council, the Secretary-General is submitting the following summary statement.

The list of items of which the Security Council is seized is contained in document S/25070 of 9 January 1993.

During the week ending 30 January 1993 the Security Council took action on the following items:

The situation prevailing in and adjacent to the United Nations Protected Areas in Croatia (see also S/22110/Add.38, S/22110/Add.47, S/22110/Add.50, S/23370/Add.1, S/23370/Add.5, S/23370/Add.7, S/23370/Add.14, S/23370/Add.16, S/23370/Add.19, S/23370/Add.21, S/23370/Add.23, S/23370/Add.24, S/23370/Add.26, S/23370/Add.28, S/23370/Add.29, S/23370/Add.31, S/23370/Add.32, S/23370/Add.35, S/23370/Add.36, S/23370/Add.37, S/23370/Add.40, S/23370/Add.43, S/23370/Add.45, S/23370/Add.46, S/23370/Add.49, S/23370/Add.50 and S/25070/Add.1)

By a letter dated 25 January 1993 addressed to the President of the Security Council (S/25156), the Permanent Representative of France to the United Nations requested the immediate convening of a Security Council meeting to consider the grave situation which existed in the United Nations protected areas in Croatia, and especially the attacks to which the personnel of the United Nations Protection Force (UNPROFOR) in those areas had been subjected.

The Security Council met to consider the item at its 3163rd meeting, held on 25 January 1993, in response to the above request.

The President drew attention to the text of a draft resolution (S/25160), which had been prepared in the course of the Council's prior consultations.

In the course of the meeting the President made an oral revision to operative paragraph 4 of the text of the draft resolution in its provisional form.

The Security Council proceeded to vote on draft resolution S/25160, as orally revised in its provisional form, and adopted it unanimously as resolution 802 (1993).

Resolution 802 (1993) reads as follows:

The Security Council,

Reaffirming its resolution 713 (1991) of 25 September 1991 and all subsequent relevant resolutions,

Reaffirming in particular its commitment to the United Nations peace-keeping plan (S/23280, annex III),

Deeply concerned by the information provided by the Secretary-General to the Security Council on 25 January 1993 on the rapid and violent deterioration of the situation in Croatia as a result of military attacks by Croatian armed forces on the areas under the protection of the United Nations Protection Force (UNPROFOR),

Strongly condemning those attacks which have led to casualties and loss of life in UNPROFOR, as well as among the civilian population,

Deeply concerned also by the lack of cooperation in recent months by the Serb local authorities in the areas under the protection of UNPROFOR, by the recent seizure by them of heavy weapons under UNPROFOR control, and by threats to widen the conflict,

1. Demands the immediate cessation of hostile activities by Croatian armed forces within or adjacent to the United Nations Protected Areas and the withdrawal of the Croatian armed forces from these areas;

2. Strongly condemns the attacks by these forces against UNPROFOR in the conduct of its duty of protecting civilians in the United Nations Protected Areas and demands their immediate cessation;

3. Demands also that the heavy weapons seized from the UNPROFOR-controlled storage areas be returned immediately to UNPROFOR;

4. Demands that all parties and others concerned comply strictly with the cease-fire arrangements already agreed and cooperate fully and unconditionally in the implementation of the United Nations peace-keeping plan (S/23280, annex III), including the disbanding and demobilization of Serb Territorial Defence units or other units of similar functions;

5. Expresses its condolences to the families of the UNPROFOR personnel who have lost their lives;

6. Demands that all parties and others concerned respect fully the safety of United Nations personnel;

7. Invites the Secretary-General to take all necessary steps to ensure the safety of the UNPROFOR personnel concerned;

8. Calls upon all parties and others concerned to cooperate with UNPROFOR in resolving all remaining issues connected with the implementation of the peace-keeping plan, including allowing civilian traffic freely to use the Maslenica crossing;

9. Calls again upon all parties and others concerned to cooperate fully with the International Conference on the Former Yugoslavia and to refrain from any actions or threats which might undermine the current efforts aimed at reaching a political settlement;

10. Decides to remain actively seized of the matter.

The Security Council resumed its consideration of the item at its 3165th meeting, held on 27 January 1993, in accordance with the understanding reached in its prior consultations.

The President stated that, following consultations among members of the Security Council, he had been authorized to make the following statement on behalf of the Council (S/25178):

"The Security Council is deeply concerned to learn from the Secretary-General that the offensive by the Croatian armed forces continues unabated in flagrant violation of resolution 802 (1993) of 25 January 1993, at a crucial time in the peace process.

"The Council demands that military action by all parties and others concerned cease immediately. It further demands that all parties and others concerned comply fully and immediately with all the provisions of resolution 802 (1993) and with other relevant Security Council resolutions.

"The Council once again demands that all parties and others concerned respect fully the safety of United Nations personnel and guarantee their freedom of movement. The Council reiterates that it will hold the political and military leaders involved in the conflict responsible and accountable for the safety of the United Nations peace-keeping personnel in the area.

"The Security Council will remain actively seized of the matter, in particular with a view to considering what further steps might be necessary to ensure that resolution 802 (1993) and other relevant Security Council resolutions are fully implemented."

The situation in Bosnia and Herzegovina (see S/23370/Add.36, S/23370/Add.40, S/23370/Add.43, S/23370/Add.45 and S/25070/Add.1; see also S/22110/Add.38, S/22110/Add.47, S/22110/Add.50, S/23370/Add.1, S/23370/Add.5, S/23370/Add.7, S/23370/Add.14, S/23370/Add.16, S/23370/Add.19, S/23370/Add.21, S/23370/Add.23, S/23370/Add.24, S/23370/Add.26, S/23370/Add.28, S/23370/Add.29, S/23370/Add.31, S/23370/Add.32, S/23370/Add.35, S/23370/Add.37, S/23370/Add.40, S/23370/Add.46, S/23370/Add.49 and S/23370/Add.50)

The Security Council resumed its consideration of the item at its 3164th meeting, held on 25 January 1993, in accordance with the understanding reached in its prior consultations.

The President, with the consent of the Council, invited the representative of Bosnia and Herzegovina, at his request, to participate in the discussion without the right to vote.

The President stated that, following consultations among members of the Security Council, he had been authorized to make the following statement on behalf of the Council (S/25162):

"The Security Council notes with appreciation the efforts of the international community to alleviate the plight of the civilian population in the Republic of Bosnia and Herzegovina, whose lives have been severely affected by the fighting there. The Council has the highest regard for the efforts of the brave people who have undertaken to deliver urgently needed humanitarian assistance under extremely trying conditions to the civilian population in the Republic of Bosnia and Herzegovina, in particular, the efforts of the United Nations Protection Force (UNPROFOR) and the United Nations High Commissioner for Refugees (UNHCR). However, the Council deeply regrets that the situation there has imposed great limits on the international community in the fulfilment of its humanitarian mandate.

"The Council reaffirms its demand that all parties and others concerned, in particular Serb paramilitary units, cease and desist forthwith from all violations of international humanitarian law being committed in the territory of the Republic of Bosnia and Herzegovina, including in particular the deliberate interference with humanitarian convoys. The Council warns the parties concerned of serious consequences, in accordance with relevant resolutions of the Security Council, if they continue to impede the delivery of humanitarian relief assistance.

"The Council invites the Secretary-General to keep under continuous review the possibility of air-dropping humanitarian assistance to areas isolated by the conflict in the Republic of Bosnia and Herzegovina.

"The Council will remain actively seized of the matter."

An agenda for peace: preventive diplomacy, peacemaking and peace-keeping (see S/23370/Add.26, S/23370/Add.43 and S/25070; see also S/23370/Add.4)

The Security Council resumed its consideration of the item at its 3166th meeting, held on 28 January 1993, in accordance with the understanding reached in its prior consultations.

The President stated that, following consultations among members of the Security Council, he had been authorized to make the following statement on behalf of the Council (S/25184):

"The Security Council has continued its examination of the Secretary-General's report entitled 'An Agenda for Peace' (S/24111).

"The Security Council notes with appreciation the views of the Secretary-General, as presented in paragraphs 63, 64 and 65 of his report, concerning cooperation with regional arrangements and organizations.

"Bearing in mind the relevant provisions of the United Nations Charter, the pertinent activities of the General Assembly and the challenges to international peace and security in the new phase of international relations, the Security Council attaches great importance to the role of regional arrangements and organizations, and recognizes the need to coordinate their efforts with those of the United Nations in the maintenance of international peace and security.

"While reaffirming its primary responsibility for the maintenance of international peace and security and being aware of the variety of mandate, scope and composition of regional arrangements and organizations, the Security Council encourages and, where appropriate, supports such regional efforts as undertaken by regional arrangements and organizations within their respective areas of competence in accordance with the purposes and principles of the United Nations Charter.

"The Security Council therefore invites, within the framework of Chapter VIII of the United Nations Charter, regional arrangements and organizations to study, on a priority basis, the following:

"- ways and means to strengthen their functions to maintain international peace and security within their areas of competence, paying due regard to the characteristics of their respective regions. Taking into account the matters of which the Security Council has been seized and in accordance with the United Nations Charter, they might consider, in particular, preventive diplomacy including fact-finding, confidence-building, good offices and peace-building and, where appropriate, peace-keeping;

"- ways and means to further improve coordination of their efforts with those of the United Nations. Being aware of the variety of mandate, scope and composition of the regional arrangements and organizations, the Council stresses that the forms of interaction of these arrangements and organizations with the United Nations should be flexible and adequate to each specific situation. These may include, in particular, exchange of information and consultations, with a view to enhancing the United Nations capability including monitoring and early-warning, with the Secretary-General or, where appropriate, his Special Representative, participating as observers in the sessions and the work of the General Assembly, secondment of officials to the United Nations Secretariat, making timely and specific requests for United Nations involvement, and a readiness to provide necessary resources.

"The Security Council requests the Secretary-General:

"- to transmit this statement to those regional arrangements and organizations which have received a standing invitation to participate in the sessions and the work of the General Assembly as observers, and to other regional arrangements and organizations, with a view to promoting the aforementioned studies and encouraging the replies to the United Nations;

"- to submit as soon as possible and preferably by the end of April 1993 to the Security Council a report concerning the replies from the regional arrangements and organizations.

"The Security Council invites the States which are members of regional arrangements and organizations to play a constructive role in the consideration by their respective arrangements or organizations of ways and means to improve coordination with the United Nations.

"In discharging its responsibilities, the Security Council will take into account the said replies as well as the specific nature of the issue and the characteristics of the region concerned. The Council considers it important to establish such forms of cooperation between the United Nations and the regional arrangements and organizations, in the area of maintaining peace and security, that are appropriate to each specific situation.

"The Security Council, noting the constructive relationship it has maintained with the Arab League, the EC, the OIC, the OAS and the OAU, supports the intention of the Secretary-General as described in paragraph 27 of his report to ask regional arrangements and organizations that have not yet sought observer status at the United Nations to do so.

"The Security Council notes the importance of the understanding reached at the Conference on Security and Cooperation in Europe to consider the CSCE a regional arrangement in the sense of Chapter VIII of the United Nations Charter and of the further examination within the framework of the CSCE of the practical implications of this understanding. The Council welcomes the role of the CSCE, together with the European Community, in the implementation of action required to carry out the pertinent resolutions of the Council.

"The Security Council intends to continue its consideration of the Secretary-General's report, as indicated in the President's statement of 29 October 1992 (S/24728)."

The situation in the Middle East (see S/7913, S/7923, S/7976, S/8000, S/8048, S/8066, S/8215, S/8242, S/8252, S/8269, S/8502, S/8525, S/8534, S/8564, S/8575, S/8584, S/8595, S/8747, S/8753, S/8807, S/8815, S/8828, S/8836, S/8885, S/8896, S/8960, S/9123, S/9135, S/9319, S/9382, S/9395, S/9406, S/9427 and Corr.1, S/9449, S/9452, S/9805, S/9812, S/9930, S/10327, S/10341, S/10554, S/10557, S/10703, S/10721, S/10729, S/10743, S/10770/Add.4, S/10855/Add.15, S/10855/Add.16, S/10855/Add.23, S/10855/Add.24, S/10855/Add.29, S/10855/Add.30, S/10855/Add.33, S/10855/Add.41, S/10855/Add.43, S/10855/Add.44, S/11185/Add.14, S/11185/Add.15, S/11185/Add.16, S/11185/Add.21, S/11185/Add.42/Rev.1, S/11185/Add.47, S/11593/Add.15, S/11593/Add.21, S/11593/Add.29, S/11593/Add.42, S/11593/Add.49, S/11935/Add.21, S/11935/Add.42, S/11935/Add.48, S/12269/Add.12, S/12269/Add.13, S/12269/Add.21, S/12269/Add.42, S/12269/Add.48, S/12520/Add.10, S/12520/Add.11, S/12520/Add.17, S/12520/Add.21, S/12520/Add.37, S/12520/Add.39, S/12520/Add.42, S/12520/Add.47, S/12520/Add.48, S/13033/Add.2, S/13033/Add.16, S/13033/Add.19, S/13033/Add.21, S/13033/Add.23, S/13033/Add.34, S/13033/Add.47, S/13033/Add.50, S/13737/Add.15, S/13737/Add.16, S/13737/Add.21, S/13737/Add.24, S/13737/Add.25, S/13737/Add.26, S/13737/Add.33, S/13737/Add.47, S/13737/Add.50, S/14326/Add.10, S/14326/Add.11, S/14326/Add.20, S/14326/Add.24, S/14326/Add.28, S/14326/Add.29, S/14326/Add.47, S/14326/Add.50, S/14840/Add.8, S/14840/Add.21, S/14840/Add.22, S/14840/Add.23, S/14840/Add.24, S/14840/Add.25, S/14840/Add.27, S/14840/Add.30, S/14840/Add.31, S/14840/Add.32, S/14840/Add.33, S/14840/Add.37, S/14840/Add.42, S/14840/Add.48, S/15560/Add.3, S/15560/Add.21, S/15560/Add.29, S/15560/Add.37, S/15560/Add.42, S/15560/Add.45, S/15560/Add.47, S/15560/Add.48, S/16270/Add.6, S/16270/Add.7, S/16270/Add.8, S/16270/Add.15, S/16270/Add.20, S/16270/Add.21, S/16270/Add.34, S/16270/Add.35, S/16270/Add.40, S/16270/Add.47, S/16880/Add.8, S/16880/Add.9, S/16880/Add.10, S/16880/Add.15, S/16880/Add.20, S/16880/Add.21, S/16880/Add.41, S/16880/Add.46, S/17725/Add.2, S/17725/Add.15, S/17725/Add.21, S/17725/Add.28, S/17725/Add.35, S/17725/Add.38, S/17725/Add.43, S/17725/Add.47, S/18570/Add.2, S/18570/Add.21, S/18570/Add.30, S/18570/Add.47, S/19420/Add.2, S/19420/Add.3, S/19420/Add.4, S/19420/Add.18, S/19420/Add.19, S/19420/Add.22 and Corr.1, S/19420/Add.30, S/19420/Add.48, S/19420/Add.50, S/20370/Add.4, S/20370/Add.12, S/20370/Add.16, S/20370/Add.21, S/20370/Add.30, S/20370/Add.32, S/20370/Add.37, S/20370/Add.44, S/20370/Add.46, S/20370/Add.47,

S/20370/Add.51, S/21100/Add.4, S/21100/Add.21, S/21100/Add.30, S/21100/Add.47, S/22110/Add.4, S/22110/Add.21, S/22110/Add.30, S/22110/Add.47, S/23370/Add.4, S/23370/Add.7, S/23370/Add.21, S/23370/Add.30 and S/23370/Add.47)

At its 3167th meeting, on 28 January 1993, the Security Council resumed its consideration of the item, having before it the report of the Secretary-General on the United Nations Interim Force in Lebanon (UNIFIL) for the period from 22 July 1992 to 22 January 1993 (S/25150 and Add.1).

The President drew attention to the text of a draft resolution (S/25180), which had been prepared in the course of the Security Council's consultations.

The Security Council then proceeded to vote on draft resolution S/25180 and adopted it unanimously as resolution 803 (1993).

Resolution 803 (1993) reads as follows:

The Security Council,

Recalling its resolutions 425 (1978) and 426 (1978) of 19 March 1978, 501 (1982) of 25 February 1982, 508 (1982) of 5 June 1982, 509 (1982) of 6 June 1982, and 520 (1982) of 17 September 1982, as well as all its resolutions on the situation in Lebanon,

Having studied the report of the Secretary-General on the United Nations Interim Force in Lebanon of 22 January 1993 (S/25150 and Add.1) and taking note of the observations expressed therein,

Taking note of the letter dated 18 January 1993 from the Permanent Representative of Lebanon to the United Nations addressed to the Secretary-General (S/25125),

Responding to the request of the Government of Lebanon,

1. Decides to extend the present mandate of UNIFIL for a further interim period of six months, that is until 31 July 1993;

2. Reiterates its strong support for the territorial integrity, sovereignty and independence of Lebanon within its internationally recognized boundaries;

3. Re-emphasizes the terms of reference and general guidelines of the Force as stated in the report of the Secretary-General of 19 March 1978, approved by resolution 426 (1978), and calls upon all parties concerned to cooperate fully with the Force for the full implementation of its mandate;

4. Reiterates that the Force should fully implement its mandate as defined in resolutions 425 (1978), 426 (1978) and all other relevant resolutions;

5. Requests the Secretary-General to continue consultations with the Government of Lebanon and other parties directly concerned with the implementation of the present resolution and to report to the Security Council thereon.

The President stated that, following consultations among members of the Security Council, he had been authorized to make the following statement on behalf of the Council (S/25185):

"The members of the Security Council have noted with appreciation the report of the Secretary-General on the United Nations Interim Force in Lebanon (UNIFIL) (S/25150 and Add.1) submitted in conformity with resolution 768 (1992).

"They reaffirm their commitment to the full sovereignty, independence, territorial integrity and national unity of Lebanon within its internationally recognized boundaries. In this context, they assert that any State shall refrain from the threat or use of force against the territorial integrity or political independence of any State, or in any other manner inconsistent with the Purposes of the United Nations.

"As the Security Council extends the mandate of UNIFIL for a further interim period on the basis of resolution 425 (1978), the members of the Council again stress the urgent need for the implementation of that resolution in all its aspects. They reiterate their full support for the Taif Agreement and for the continued efforts of the Lebanese Government to consolidate peace, national unity and security in the country, while successfully carrying out the reconstruction process. The members of the Council commend the Lebanese Government for its successful efforts to extend its authority in the south of the country in full coordination with UNIFIL.

"The members of the Security Council express their concern over the continuing violence in southern Lebanon, regret the loss of civilian life, and urge all parties to exercise restraint.

"The members of the Security Council take this opportunity to express their appreciation for the continuing efforts of the Secretary-General and his staff in this regard and commend UNIFIL's troops and troop-contributing countries for their sacrifices and commitment to the cause of international peace and security under difficult circumstances."

The situation in Angola (see S/22110/Add.21, S/23370/Add.12, S/23370/Add.27, S/23370/Add.37, S/23370/Add.40, S/23370/Add.43, S/23370/Add.48 and S/23370/Add.51)

By a letter dated 25 January 1993 addressed to the President of the Security Council (S/25161), the Permanent Representative of Angola to the United Nations transmitted a letter dated 24 January 1993 from the President

of Angola addressed to the Secretary-General, requesting an urgent meeting of the Security Council to discuss the situation in the country and take appropriate measures to restore peace and stability there.

The Security Council resumed its consideration of the item at its 3168th meeting held on 29 January 1993, in accordance with the understanding reached in its prior consultations and in response to the above request, having before it the further report of the Secretary-General on the United Nations Angola Verification Mission (UNAVEM II) (S/25140 and Add.1).

The President, with the consent of the Council, invited the representatives of Angola, Cuba, Guinea-Bissau, Mozambique, Namibia, Nigeria, Portugal, Zaire and Zimbabwe, at their request, to participate in the discussion without the right to vote.

The President drew attention to the text of a draft resolution (S/25187), which had been prepared in the course of the Security Council's prior consultations.

The Security Council then proceeded to vote on draft resolution S/25187 and adopted it unanimously as resolution 804 (1993).

Resolution 804 (1993) reads as follows:

The Security Council,

Reaffirming its resolutions 696 (1991) of 30 May 1991, 747 (1992) of 24 March 1992, 785 (1992) of 30 October 1992 and 793 (1992) of 30 November 1992,

Having considered the further report of the Secretary-General dated 21 January 1993 (S/25140 and Add.1),

Having considered also the request submitted to the Secretary-General by the Government of Angola in its letter dated 21 January 1993 (S/25155),

Gravely disturbed by the recent outbreak of heavy fighting in many parts of Angola and the further deterioration of the already dangerous political and military situation in that country,

Gravely concerned at the continuing non-implementation of the major provisions of the "Acordos de Paz para Angola",

Concerned at the recent absence of dialogue between the Government of Angola and UNITA, and welcoming the meeting between them under United Nations auspices in Addis Ababa to discuss the cease-fire and political matters,

Also concerned at the outrageous harassment and physical abuse to which UNAVEM II personnel have been subjected, and the looting and destruction of United Nations property, as described in the above-mentioned report of the Secretary-General,

Further concerned at reports of foreign support for and involvement in military actions in Angola,

Regretting that the deteriorating situation has made it increasingly difficult for UNAVEM II to carry out its mandate,

Recalling that democratic elections were held on 29 and 30 September 1992, which the Special Representative of the Secretary-General certified as being generally free and fair, and that steps have been taken to set up a Government of National Unity which would reflect the results of the legislative elections, and deeply regretting the failure of UNITA to take part in the political institutions thus established,

Reaffirming its commitment to preserve the unity and territorial integrity of Angola,

Recognizing that the Angolans themselves bear ultimate responsibility for the restoration of peace and national reconciliation of their country,

Reiterating its support for the efforts of the Secretary-General and his Special Representative aimed at resolving the present crisis and resuming the political process, in particular through the completion of the electoral process,

1. Notes with appreciation the above-mentioned report of the Secretary-General;

2. Strongly condemns the persistent violations of the main provisions of the "Acordos de Paz", in particular the initial rejection by UNITA of the election results, its withdrawal from the new Angolan armed forces, its seizure by force of provincial capitals and municipalities and the resumption of hostilities;

3. Demands that the two parties cease fire immediately, restore at their meeting in Addis Ababa continued and meaningful dialogue, and agree on a clear timetable for the full implementation of the "Acordos de Paz", in particular with regard to confinement of their troops and collection of their weapons, demobilization and formation of the unified national armed forces, effective restoration of the Government administration throughout the country, the completion of the electoral process and the free circulation of people and goods;

4. Supports fully the Secretary-General and his Special Representative in their continuing efforts to restore the peace process and to carry out the mandate of UNAVEM II under extremely difficult conditions;

5. Urges once again the two parties, and in particular UNITA, to produce early evidence of their adherence to, and fulfilment without exception of, the "Acordos de Paz";

6. Appeals strongly to the Government of Angola and UNITA to confirm as soon as possible to the Secretary-General that real progress has been made towards implementation of the "Acordos de Paz";

7. Appeals to all Member States to render economic and technical assistance to the Government of Angola for reconstruction and development of the country;

8. Calls upon all Member States to support all those concerned in their efforts for the implementation of the "Acordos de Paz";

9. Urges all Member States to take all necessary steps to stop immediately and effectively any direct or indirect military or paramilitary interference from their territories and to respect scrupulously the provisions of the "Acordos de Paz" concerning the cessation of supply of lethal material to any Angolan party;

10. Strongly condemns violations of international humanitarian law, in particular the attacks against the civilian population, including the extensive killings carried out by armed civilians, and calls upon both parties to abide by their obligations thereunder and the appropriate provisions of the "Acordos de Paz";

11. Demands that UNITA immediately release foreign nationals taken hostage;

12. Strongly condemns attacks against UNAVEM II personnel in Angola, and demands that the Government and UNITA take all necessary measures to ensure their safety and security;

13. Expresses its condolences to the family of the UNAVEM II police observer who lost his life;

14. Approves the recommendation of the Secretary-General to maintain a Special Representative for Angola based in Luanda, with the necessary civilian, military and police staff with the mandate as described in paragraph 29 of the report of the Secretary-General;

15. Decides to extend the mandate of UNAVEM II for a period of three months until 30 April 1993, with the proviso that, as a provisional measure based on security considerations, the Secretary-General is authorized to concentrate UNAVEM II deployment in Luanda, and at his discretion in other provincial locations, with the levels of equipment and personnel he deems appropriate to be retained in order to allow the subsequent expeditious redeployment of UNAVEM II as soon as this becomes feasible, with a view to the resumption of its functions in accordance with the "Acordos de Paz" and previous resolutions on this matter;

16. Requests the Secretary-General to submit to it as soon as the situation warrants, and in any case before 30 April 1993, a report on the situation in Angola together with his recommendations for the further role of the United Nations in the peace process, and in the meantime to keep the Council regularly informed;

17. Stresses its readiness to take action promptly, at any time within the period of the mandate authorized by this resolution, on the recommendation of the Secretary-General, to expand substantially the United Nations presence in Angola in the event of significant progress in the peace process;

18. Reiterates its readiness to consider all appropriate measures under the Charter of the United Nations to secure implementation of the "Acordos de Paz";

19. Decides to remain seized of the matter.

The situation in Georgia (see S/23370/Add.40)

By a note verbale dated 25 December 1992 addressed to the Secretary-General (S/25026), the Ministry of Foreign Affairs of Georgia transmitted a letter of the same date from the Chairman of the Parliament and Head of State of the Republic of Georgia addressed to the Secretary-General, requesting, in view of the change in the military-political situation since consideration by the Security Council of the conflict in Georgia in October 1992, that the issue again be the subject of a formal debate in the Security Council.

The Security Council resumed its consideration of the item at its 3169th meeting, held on 29 January 1993, in accordance with the understanding reached in its prior consultations and also in response to the above request, having before it the report of the Secretary-General on the situation in Abkhazia, Georgia (S/25188).

The President, with the consent of the Council invited the representative of Georgia, at his request, to participate in the discussion without the right to vote.

The President stated that, following consultations among members of the Security Council, he had been authorized to make the following statement on behalf of the Council (S/25198):

"The Security Council notes with appreciation the report of the Secretary-General on the situation in Abkhazia, Republic of Georgia (S/25188).

"The Council expresses its grave preoccupation regarding the further deterioration of the situation in Abkhazia and calls on all the parties immediately to cease the fighting and to observe and implement faithfully the terms of the agreement of 3 September 1992, which affirms that the territorial integrity of Georgia shall be ensured, which provides for a cease-fire and the commitment by the parties not to resort to the use of force, and which constitutes the basis for an overall political solution.

"The Council shares the observation of the Secretary-General that the restoration of a viable peace process in Abkhazia, based on the agreement of 3 September 1992, may require more active support by the international community to assist the parties to agree to a cease-fire, to the return of refugees and to work out a political settlement; and in that context the Council reiterates its support for the current efforts undertaken by the Conference on Security and Cooperation in Europe (CSCE).

"The Council endorses, to this end, the proposal of the Secretary-General to send a new mission to Georgia to review the situation in Abkhazia and it stresses the need to ensure effective coordination between the activities of the United Nations and those of the CSCE aiming at restoring peace. The Council believes that it is necessary to assess the overall political situation and to discuss and provide advice on practical matters such as the establishment and monitoring of an immediate cease-fire, the monitoring of the border in Abkhazia between Georgia and the Russian Federation, and the protection of the railway and communication links in Abkhazia.

"The Council also endorses the proposal of the Secretary-General to send a fact-finding mission to Abkhazia to look into the allegations of violations of international humanitarian law by both sides.

"The Council requests the Secretary-General to report on the outcome of the mission and to propose measures to consolidate the cease-fire and for an overall political settlement."

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Security Council

Distr.
GENERAL

S/25070/Add.5
11 February 1993

ORIGINAL: ENGLISH

SUMMARY STATEMENT BY THE SECRETARY-GENERAL ON MATTERS OF WHICH THE SECURITY COUNCIL IS SEIZED AND ON THE STAGE REACHED IN THEIR CONSIDERATION

Addendum

Pursuant to rule 11 of the provisional rules of procedure of the Security Council, the Secretary-General is submitting the following summary statement.

The list of items of which the Security Council is seized is contained in document S/25070 of 9 January 1993 and S/25070/Add.4 of 4 February 1993.

During the week ending 6 February 1993, pursuant to a note by the Secretary-General dated 1 February 1993 (S/25224) and in accordance with the understanding reached in its prior consultations, the Security Council met at its 3170th meeting, on 4 February 1993, to consider the date of an election to fill a vacancy in the International Court of Justice as a result of the death of Judge Manfred Lachs (Poland).

The President called attention to the text of a draft resolution (S/25226), which had been prepared in the course of the Council's consultations.

The Security Council adopted draft resolution S/25226 unanimously as resolution 805 (1993).

Resolution 805 (1993) reads as follows:

> The Security Council,
>
> Noting with regret the death of Judge Manfred Lachs on 14 January 1993,
>
> Noting further that a vacancy in the International Court of Justice for the remainder of the term of office of the deceased Judge has thus occurred and must be filled in accordance with the terms of the Statute of the Court,

Noting that, in accordance with Article 14 of the Statute, the date of the election to fill the vacancy shall be fixed by the Security Council,

Decides that the election to fill the vacancy shall take place on 10 May 1993 at a meeting of the Security Council and at a meeting of the General Assembly at its forty-seventh session.

Also, during the week ending 6 February 1993, the Security Council took action on the following item:

The situation between Iraq and Kuwait (see S/21100/Add.30, S/21100/Add.31, S/21100/Add.32, S/21100/Add.33, S/21100/Add.36, S/21100/Add.37, S/21100/Add.38, S/21100/Add.42, S/21100/Add.43, S/21100/Add.47, S/22110/Add.6, S/22110/Add.7, S/22110/Add.8, S/22110/Add.9, S/22110/Add.13, S/22110/Add.14, S/22110/Add.17, S/22110/Add.20, S/22110/Add.24, S/22110/Add.25, S/22110/Add.32, S/22110/Add.37, S/22110/Add.40, S/23370/Add.8, S/23370/Add.11, S/23370/Add.28, S/23370/Add.34, S/23370/Add.39, S/25070/Add.1 and S/25070/Add.2; see also S/23370/Add.10, S/23370/Add.32 and S/23370/Add.47)

At its 3171st meeting, on 5 February 1993, the Security Council resumed its consideration of the item, having before it the further special report of the Secretary-General on the United Nations Iraq-Kuwait Observation Mission (S/25123 and Add.1).

The President drew attention to the text of a draft resolution (S/25244), which had been prepared in the course of the Security Council's consultations.

The Security Council then proceeded to vote on draft resolution S/25244 and adopted it unanimously as resolution 806 (1993).

Resolution 806 (1993) reads as follows:

The Security Council,

Reaffirming its resolution 687 (1991) of 3 April 1991, and in particular paragraphs 2, 3, 4 and 5 thereof, and its resolutions 689 (1991) of 9 April 1991 and 773 (1992) of 26 August 1992, and its other resolutions on this matter,

Having considered the report of the Secretary-General of 18 January 1993 (S/25123),

Noting with approval that work is being completed on the realignment of the demilitarized zone referred to in paragraph 5 of resolution 687 (1991) to correspond to the international boundary demarcated by the United Nations Iraq-Kuwait Boundary Demarcation Commission,

Deeply concerned at recent actions by Iraq in violation of relevant Security Council resolutions, including the series of border incidents involving the United Nations Iraq-Kuwait Observation Mission (UNIKOM),

Recalling the statements made by the President on behalf of the Council on 8 January 1993 (S/25081) and on 11 January 1993 (S/25091),

Acting under Chapter VII of the Charter of the United Nations,

1. Underlines once again its guarantee of the inviolability of the international boundary between the State of Kuwait and the Republic of Iraq and its decision to take as appropriate all necessary measures to that end in accordance with the Charter, as provided for in paragraph 4 of resolution 687 (1991);

2. Approves the report, and decides to extend the terms of reference of UNIKOM to include the functions contained in paragraph 5 of the report;

3. Requests the Secretary-General to plan and execute a phased deployment of the strengthening of UNIKOM taking into account the need for economy and other relevant factors and to report to the Council on any step he intends to take following an initial deployment;

4. Reaffirms that the question of termination or continuation of UNIKOM and the modalities of UNIKOM will continue to be reviewed every six months pursuant to paragraphs 2 and 3 of resolution 689 (1991), the next review to take place in April 1993;

5. Decides to remain seized of the matter.

UNITED
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Security Council

Distr.
GENERAL

S/25070/Add.6
18 February 1993

ORIGINAL: ENGLISH

SUMMARY STATEMENT BY THE SECRETARY-GENERAL ON MATTERS OF WHICH THE SECURITY COUNCIL IS SEIZED AND ON THE STAGE REACHED IN THEIR CONSIDERATION

Addendum

Pursuant to rule 11 of the provisional rules of procedure of the Security Council, the Secretary-General is submitting the following summary statement.

The list of items of which the Security Council is seized is contained in documents S/25070 of 9 January 1993 and S/25070/Add.4 of 4 February 1993.

During the week ending 13 February 1993 the Security Council took action on the following item:

Central America: efforts towards peace (see S/20370/Add.29, S/20370/Add.44, S/21100/Add.12, S/21100/Add.15, S/21100/Add.17, S/21100/Add.20, S/21100/Add.22, S/21100/Add.44, S/22110/Add.18, S/22110/Add.20, S/22110/Add.39, S/22110/Add.44, S/23370/Add.2, S/23370/Add.43 and S/23370/Add.48)

At its 3172nd meeting, on 9 February 1993, the Security Council resumed its consideration of the item, having before it the report of the Secretary-General on the United Nations Observer Mission in El Salvador (ONUSAL) (S/25006).

The President of the Security Council stated that, following consultations among members of the Council, he had been authorized to make the following statement on behalf of the Council (S/25257):

> "The Security Council welcomes with satisfaction the important progress made thus far towards the full implementation of the Peace Agreements for El Salvador and the cooperation shown by the parties to this end. The Security Council takes note of the report of the Secretary-General dated 23 December 1992 (S/25006) in which he indicates that the armed conflict between the Government of El Salvador and the

Frente Farabundo Martí para la Liberación Nacional (FMLN) was brought formally to an end on 15 December 1992. The Council emphasizes this event, which puts an end to more than 10 years of armed conflict.

"However, the Security Council expresses concern at the observations made by the Secretary-General in his letter dated 7 January 1993 addressed to the President of the Security Council (S/25078), by which he reported on the situation with regard to the implementation of the recommendations of the Ad Hoc Commission concerning the purification of the armed forces of El Salvador and, basically, at the fact that those recommendations have yet to be fully complied with despite prior assurances by the Government of El Salvador. The Security Council also expresses concern at the indication in the letter dated 29 January 1993 from the Secretary-General addressed to the President of the Security Council (S/25200) that FMLN, despite prior assurances, did not complete the destruction of its weapons by the agreed deadline and that it is therefore not yet in full compliance with its undertakings under the Peace Agreements.

"In this connection, the Security Council emphasizes the solemn nature of the undertakings made by each of the parties when they signed the Peace Agreements and reaffirms the obligation of the parties to comply fully and in a timely fashion with those undertakings.

"The Council welcomes with satisfaction the decision of the Government of El Salvador to request the United Nations to verify the forthcoming general elections and the intention of the Secretary-General, communicated in his letter dated 26 January 1993 (S/25241) to the President of the Security Council, to recommend to the Security Council that it accede to this request.

"The Security Council strongly urges the parties to persist in their determination to complete the process of bringing peace and national reconciliation to El Salvador and to continue cooperating with the Secretary-General in the efforts that he is making to ensure that the Peace Agreements are implemented fully. To that end, the Council will follow closely the progress and results of those efforts."

UNITED
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Security Council

Distr.
GENERAL

S/25070/Add.7
26 February 1993

ORIGINAL: ENGLISH

SUMMARY STATEMENT BY THE SECRETARY-GENERAL ON MATTERS OF WHICH THE SECURITY COUNCIL IS SEIZED AND ON THE STAGE REACHED IN THEIR CONSIDERATION

Addendum

Pursuant to rule 11 of the provisional rules of procedure of the Security Council, the Secretary-General is submitting the following summary statement.

The list of items of which the Security Council is seized is contained in documents S/25070 of 9 January 1993 and S/25070/Add.4 of 4 February 1993.

During the week ending 20 February 1993 the Security Council took action on the following items:

The situation in Bosnia and Herzegovina (see S/23370/Add.36, S/23370/Add.40, S/23370/Add.43, S/23370/Add.45, S/25070/Add.1 and S/25070/Add.4; see also S/22110/Add.38, S/22110/Add.47, S/22110/Add.50, S/23370/Add.1, S/23370/Add.5, S/23370/Add.7, S/23370/Add.14, S/23370/Add.16, S/23370/Add.19, S/23370/Add.21, S/23370/Add.23, S/23370/Add.24, S/23370/Add.26, S/23370/Add.28, S/23370/Add.29, S/23370/Add.31, S/23370/Add.32, S/23370/Add.35, S/23370/Add.37, S/23370/Add.40, S/23370/Add.46, S/23370/Add.49, S/23370/Add.50 and S/25070/Add.4)

The Security Council resumed its consideration of the item at its 3173rd meeting held on 17 February 1993, in accordance with the understanding reached in its prior consultations.

The President, with the consent of the Council, invited the representative of Bosnia and Herzegovina, at his request, to participate in the discussion without the right to vote.

The President stated that, following consultations among members of the Security Council, he had been authorized to make the following statement on behalf of the Council (S/25302):

"The Security Council recalls all relevant resolutions of the Council and its statement of 25 January (S/25162) concerning the provision of humanitarian relief in the Republic of Bosnia and Herzegovina. It notes with deep concern that, notwithstanding the Council's demand in that statement, relief efforts continue to be impeded. It condemns the blocking of humanitarian convoys and the impeding of relief supplies, which place at risk the civilian population of the Republic of Bosnia and Herzegovina and endanger the lives of personnel delivering such supplies. It remains deeply concerned at reports of pressing humanitarian need in the Republic of Bosnia and Herzegovina, particularly in the eastern part of the country.

"The Council reiterates its demand that the parties and all others concerned allow immediate and unimpeded access to humanitarian relief supplies. It further demands that the parties and others concerned give the United Nations High Commissioner for Refugees the guarantees she has sought that they will abide by the promises they have made to comply with the Council's decisions in this regard, and thus facilitate the resumption of the full humanitarian relief programme, to which the Council attaches the greatest importance."

Further report of the Secretary-General pursuant to Security Council resolution 743 (1992) (see S/23370/Add.14 and S/23370/Add.40; see also S/22110/Add.38, S/22110/Add.47, S/22110/Add.50, S/23370/Add.1, S/23370/Add.5, S/23370/Add.7, S/23370/Add.16, S/23370/Add.19, S/23370/Add.21, S/23370/Add.23, S/23370/Add.24, S/23370/Add.26, S/23370/Add.28, S/23370/Add.29, S/23370/Add.31, S/23370/Add.32, S/23370/Add.35, S/23370/Add.36, S/23370/Add.37, S/23370/Add.40, S/23370/Add.43, S/23370/Add.45, S/23370/Add.46, S/23370/Add.49, S/23370/Add.50, S/25070/Add.1 and S/25070/Add.4)

The Security Council met to consider the item at its 3174th meeting, held on 19 February 1993, in accordance with the understanding reached in its prior consultations, having before it the further report of the Secretary-General pursuant to Security Council resolution 743 (1992) (S/25264 and Corr.1).

The President, with the consent of the Council, invited the representative of Croatia, at his request, to participate in the discussion without the right to vote.

The President also drew attention to the request dated 19 February 1993 from Ambassador Dragomir Djokic to address the Council. He stated that, with the consent of the Council, he would propose to invite him to address the Council in the course of the discussion of the item before the Council.

The President drew attention to the text of a draft resolution (S/25306), which had been prepared in the course of the Council's prior consultations.

The Security Council then proceeded to the vote on draft resolution S/25306 and adopted it unanimously as resolution 807 (1993).

Resolution 807 (1993) reads as follows:

The Security Council,

Reaffirming its resolution 743 (1992) and all subsequent resolutions relating to the United Nations Protection Force (UNPROFOR),

Having considered the report of the Secretary-General dated 10 February 1993 (S/25264 and Corr.1),

Deeply concerned by the lack of cooperation of the parties and others concerned in implementing the United Nations peace-keeping plan in Croatia (S/23280, annex III),

Deeply concerned also by the recent and repeated violations by the parties and others concerned of their cease-fire obligations,

Determining that the situation thus created constitutes a threat to peace and security in the region,

Taking note in that context of the Secretary-General's request to the Co-Chairmen of the Steering Committee of the International Conference on the Former Yugoslavia, mentioned in his report (S/25264 and Corr.1), to establish as soon as possible, through discussions with the parties, a basis on which UNPROFOR's mandate could be renewed,

Determined to ensure the security of UNPROFOR and to this end, acting under Chapter VII of the Charter of the United Nations,

1. Demands that the parties and others concerned comply fully with the United Nations peace-keeping plan in Croatia and with the other commitments they have undertaken and in particular with their cease-fire obligations;

2. Demands further that the parties and others concerned refrain from positioning their forces in the proximity of UNPROFOR's units in the United Nations Protected Areas (UNPAs) and in the pink zones;

3. Demands also the full and strict observance of all relevant Security Council resolutions relating to the mandate and operations of UNPROFOR in the Republic of Bosnia and Herzegovina;

4. Demands also that the parties and others concerned respect fully UNPROFOR's unimpeded freedom of movement enabling it inter alia to carry out all necessary concentrations and deployments, all movements of equipment and weapons and all humanitarian and logistical activities;

5. Decides, in the context of these demands, to extend UNPROFOR's mandate for an interim period terminating on 31 March 1993;

6. Urges the parties and others concerned fully to cooperate with the Co-Chairmen of the Steering Committee of the International Conference on the Former Yugoslavia in the discussions under their auspices in order to ensure full implementation of the United Nations peace-keeping mandate in Croatia, including inter alia through the collection and supervision of heavy weapons by UNPROFOR and the appropriate withdrawal of forces;

7. Invites the Secretary-General to work to achieve the rapid implementation of the United Nations peace-keeping mandate and of relevant Security Council resolutions, including resolution 802 (1993), thus to ensure security and stability throughout the UNPAs and the pink zones;

8. Invites further the Secretary-General, during the interim period and in consultation with the force-contributing States, to take, in accordance with paragraph 17 of his report, all appropriate measures to strengthen the security of UNPROFOR, in particular by providing it with the necessary defensive means, and to study the possibility of carrying out such local redeployment of military units as is required to ensure their protection;

9. Requests the Secretary-General to submit a report on the further extension of UNPROFOR's mandate, including financial estimates for all UNPROFOR's activities as proposed in his report of 10 February 1993 (S/25264 and Corr.1);

10. Decides to remain actively seized of the matter.

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Security Council

Distr.
GENERAL

S/25070/Add.8
8 March 1993

ORIGINAL: ENGLISH

SUMMARY STATEMENT BY THE SECRETARY-GENERAL ON MATTERS OF WHICH THE SECURITY COUNCIL IS SEIZED AND ON THE STAGE REACHED IN THEIR CONSIDERATION

Addendum

Pursuant to rule 11 of the provisional rules of procedure of the Security Council, the Secretary-General is submitting the following summary statement.

The list of items of which the Security Council is seized is contained in documents S/25070 of 9 January 1993, S/25070/Add.4 of 4 February 1993 and S/25070/Add.7 of 26 February 1993.

During the week ending 27 February 1993 the Security Council took action on the following items:

Establishment of an international tribunal for the prosecution of persons responsible for serious violations of international humanitarian law committed in the territory of the former Yugoslavia (see S/23370/Add.32 and S/23370/Add.40; see also S/22110/Add.38, S/22110/Add.47, S/22110/Add.50, S/23370/Add.1, S/23370/Add.5, S/23370/Add.7, S/23370/Add.14, S/23370/Add.16, S/23370/Add.19, S/23370/Add.21, S/23370/Add.23, S/23370/Add.24, S/23370/Add.26, S/23370/Add.28, S/23370/Add.29, S/23370/Add.31, S/23370/Add.32, S/23370/Add.35, S/23370/Add.36, S/23370/Add.37, S/23370/Add.40, S/23370/Add.43, S/23370/Add.45, S/23370/Add.46, S/23370/Add.49, S/23370/Add.50, S/25070/Add.1, S/25070/Add.4, S/25070/Add.7)

The Security Council met to consider the item at its 3175th meeting, held on 22 February 1993, in accordance with the understanding reached in its prior consultations, having before it the letter dated 10 February 1993 from the Permanent Representative of France to the United Nations addressed to the President of the Security Council (S/25266), the letter dated 16 February 1993 from the Permanent Representative of Italy to the United Nations addressed to the President of the Security Council (S/25300) and the letter dated 18 February 1993 from the Permanent Representative of Sweden to the United Nations addressed to the President of the Security Council (S/25307).

The President, with the consent of the Council, invited the representatives of Bosnia and Herzegovina and Croatia, at their request, to participate in the discussion without the right to vote.

The President drew attention to the text of a draft resolution (S/25314), which had been prepared in the course of the Council's prior consultations.

The Security Council then proceeded to the vote on draft resolution S/25314 and adopted it unanimously as resolution 808 (1993).

Resolution 808 (1993) reads as follows:

The Security Council,

Reaffirming its resolution 713 (1991) of 25 September 1991 and all subsequent relevant resolutions,

Recalling paragraph 10 of its resolution 764 (1992) of 13 July 1992, in which it reaffirmed that all parties are bound to comply with the obligations under international humanitarian law and in particular the Geneva Conventions of 12 August 1949, and that persons who commit or order the commission of grave breaches of the Conventions are individually responsible in respect of such breaches,

Recalling also its resolution 771 (1992) of 13 August 1992, in which, inter alia, it demanded that all parties and others concerned in the former Yugoslavia, and all military forces in Bosnia and Herzegovina, immediately cease and desist from all breaches of international humanitarian law,

Recalling further its resolution 780 (1992) of 6 October 1992, in which it requested the Secretary-General to establish, as a matter of urgency, an impartial Commission of Experts to examine and analyse the information submitted pursuant to resolutions 771 (1992) and 780 (1992), together with such further information as the Commission of Experts may obtain, with a view to providing the Secretary-General with its conclusions on the evidence of grave breaches of the Geneva Conventions and other violations of international humanitarian law committed in the territory of the former Yugoslavia,

Having considered the interim report of the Commission of Experts established by resolution 780 (1992) (S/25274), in which the Commission observed that a decision to establish an ad hoc international tribunal in relation to events in the territory of the former Yugoslavia would be consistent with the direction of its work,

Expressing once again its grave alarm at continuing reports of widespread violations of international humanitarian law occurring within the territory of the former Yugoslavia, including reports of mass killings and the continuance of the practice of "ethnic cleansing",

Determining that this situation constitutes a threat to international peace and security,

Determined to put an end to such crimes and to take effective measures to bring to justice the persons who are responsible for them,

Convinced that in the particular circumstances of the former Yugoslavia the establishment of an international tribunal would enable this aim to be achieved and would contribute to the restoration and maintenance of peace,

Noting in this regard the recommendation by the Co-Chairmen of the Steering Committee of the International Conference on the Former Yugoslavia for the establishment of such a tribunal (S/25221),

Noting also with grave concern the "report of the European Community investigative mission into the treatment of Muslim women in the former Yugoslavia" (S/25240, annex I),

Noting further the report of the committee of jurists submitted by France (S/25266), the report of the commission of jurists submitted by Italy (S/25300), and the report transmitted by the Permanent Representative of Sweden on behalf of the Chairman-in-Office of the Conference on Security and Cooperation in Europe (CSCE) (S/25307),

1. Decides that an international tribunal shall be established for the prosecution of persons responsible for serious violations of international humanitarian law committed in the territory of the former Yugoslavia since 1991;

2. Requests the Secretary-General to submit for consideration by the Council at the earliest possible date, and if possible no later than 60 days after the adoption of the present resolution, a report on all aspects of this matter, including specific proposals and where appropriate options for the effective and expeditious implementation of the decision contained in paragraph 1 above, taking into account suggestions put forward in this regard by Member States;

3. Decides to remain actively seized of the matter.

The situation in Bosnia and Herzegovina (see S/23370/Add.36, S/23370/Add.40, S/23370/Add.43, S/23370/Add.45, S/25070/Add.1, S/25070/Add.4 and S/25070/Add.7; see also S/22110/Add.38, S/22110/Add.47, S/22110/Add.50, S/23370/Add.1, S/23370/Add.5, S/23370/Add.7, S/23370/Add.14, S/23370/Add.16, S/23370/Add.19, S/23370/Add 21, S/23370/Add.23, S/23370/Add.24, S/23370/Add.26, S/23370/Add.28, S/23370/Add.29, S/23370/Add.31, S/23370/Add.32, S/23370/Add.35, S/23370/Add.37, S/23370/Add.40, S/23370/Add.46, S/23370/Add.49 and S/23370/Add.50)

The Security Council resumed its consideration of the item at its 3176th meeting, held on 24 February 1993, in accordance with the understanding reached in its prior consultations.

The President, with the consent of the Council, invited the representative of Bosnia and Herzegovina, at his request, to participate in the discussion without the right to vote.

The President stated that, following consultations among members of the Security Council, he had been authorized to make the following statement on behalf of the Council (S/25328):

"The Security Council, having heard a report from the Co-Chairmen of the Steering Committee of the International Conference on the Former Yugoslavia, is concerned that the present opportunity to reach a negotiated settlement in Bosnia and Herzegovina should not be allowed to slip by. It endorses fully the statement by the President of the United States of America and the Secretary-General of the United Nations on 23 February, calling on the leaders of the parties involved in the peace talks on Bosnia and Herzegovina to come to New York immediately to resume discussions with a view to the early conclusion of an agreement to end the conflict. The Council urges these leaders to respond quickly and positively to that call, and stands ready to give its full support to the efforts of the Co-Chairmen to bring the talks to a successful conclusion."

The Security Council resumed its consideration of the item at its 3177th meeting, held on 25 February 1993, in accordance with the understanding reached in its prior consultations.

The President, with the consent of the Council, invited the representative of Bosnia and Herzegovina, at his request, to participate in the discussion without the right to vote.

The President stated that, following consultations among members of the Security Council, he had been authorized to make the following statement on behalf of the Council (S/25334):

"The Security Council, having received a report from the Secretary-General, recalls all its relevant resolutions and its statements of 25 January 1993 (S/25162) and 17 February 1993 (S/25302) concerning the provision of humanitarian relief in the Republic of Bosnia and Herzegovina. It is deeply concerned that, in spite of its repeated demands, relief efforts continue to be impeded by Serb paramilitary units, especially in the eastern part of the country, namely in the enclaves of Srebrenica, Cerska, Gorazde and Zepa.

"The Security Council deplores the deterioration of the humanitarian situation in the Republic of Bosnia and Herzegovina at a time when discussions are to resume with a view to reaching a just and durable agreement to end the conflict. It regards the blockade of relief efforts as a serious impediment to a negotiated settlement in the Republic of Bosnia and Herzegovina and to the efforts of the Co-Chairmen of the Steering Committee of the International Conference on the Former Yugoslavia. It notes with concern that the measures taken by Serb

paramilitary units to interdict humanitarian convoys, in flagrant violation of relevant Security Council resolutions, expose the personnel of UNPROFOR and UNHCR as well as other humanitarian organizations to physical harm.

"The deliberate impeding of the delivery of food and humanitarian relief essential for the survival of the civilian population in the Republic of Bosnia and Herzegovina constitutes a violation of the Geneva Conventions of 1949, and the Security Council is committed to ensuring that individuals responsible for such acts are brought to justice.

"The Security Council strongly condemns once again the blocking of humanitarian convoys that has impeded the delivery of humanitarian supplies. It reiterates its demand that the Bosnian parties grant immediate and unimpeded access for humanitarian convoys and fully comply with the Security Council's decisions in this regard. The Security Council expresses its strong support for the use, in full coordination with the United Nations and in accordance with the relevant Security Council resolutions, of humanitarian air drops in isolated areas of the Republic of Bosnia and Herzegovina that are in critical need of humanitarian supplies and cannot be reached by ground convoys. It reaffirms its firm commitment to the full implementation of the humanitarian relief programme in the Republic of Bosnia and Herzegovina.

"The Security Council remains actively seized of the matter and continues its consideration of further steps, in accordance with its relevant resolutions."

An agenda for peace: preventive diplomacy, peacemaking and peace-keeping (see S/23370/Add.26, S/23370/Add.43, S/25070 and S/25070/Add.4; see also S/23370/Add.4)

The Security Council resumed its consideration of the item at its 3178th meeting, held on 26 February 1993, in accordance with the understanding reached in its prior consultations.

The President stated that, following consultations among members of the Security Council, he had been authorized to make the following statement on behalf of the Council (S/25344):

"The Security Council has continued its examination of the Secretary-General's report entitled 'An Agenda for Peace' (S/24111).

"The Security Council welcomes the observations contained in 'An Agenda for Peace' concerning the question of humanitarian assistance and its relationship to peacemaking, peace-keeping and peace-building, in particular those contained in paragraphs 29, 40 and 56 to 59. It notes that in some particular circumstances there may be a close relationship between acute needs for humanitarian assistance and threats to international peace and security.

"In this respect, the Security Council notes the Secretary-General's assessment that the impartial provision of humanitarian assistance could be of critical importance in preventive diplomacy.

"Recalling its statement on fact-finding in connection with 'An Agenda for Peace' (S/24872), the Council recognizes the importance of humanitarian concerns in conflict situations, and thus recommends that the humanitarian dimension should be incorporated in the planning and dispatching of fact-finding missions. It also recognizes the need to include this aspect in connection with information-gathering and analysis, and encourages Member States concerned to provide the Secretary-General and the Governments concerned with relevant humanitarian information.

"The Security Council notes with concern the incidence of humanitarian crises, including mass displacements of population, becoming or aggravating threats to international peace and security. In this connection, it is important to include humanitarian considerations and indicators within the context of early-warning information capacities as referred to in paragraphs 26 and 27 of 'An Agenda for Peace'. The Council emphasizes the role of the Department of Humanitarian Affairs in coordinating the activities of the various agencies and functional offices of the United Nations. It believes that this capacity should be utilized systematically at a pre-emergency phase to facilitate planning for action to assist Governments in averting crises that could affect international peace and security.

"The Security Council notes the ongoing and constructive collaboration between the United Nations and various regional arrangements and organizations, within their respective areas of competence, in identifying and addressing humanitarian emergencies, in order to solve crises in a manner appropriate to each specific situation. The Council also notes the important role which is being played by non-governmental organizations, in close cooperation with the United Nations, in the provision of humanitarian assistance in emergency situations around the world. The Council commends this cooperation and invites the Secretary-General further to explore ways in which this cooperation can be advanced in order to enhance the capacity of the United Nations to prevent and respond to emergency situations.

"The Council expresses concern about the increased incidence of deliberate obstruction of delivery of humanitarian relief and violence against humanitarian personnel, as well as misappropriation of humanitarian assistance, in many parts of the world, in particular in the former Yugoslavia, Iraq and Somalia where the Council has called for secure access to affected populations for the purpose of providing humanitarian assistance. The Council stresses the need for adequate protection of personnel involved in humanitarian operations, in accordance with relevant norms and principles of international law. The Council believes that this matter requires urgent attention.

"The Security Council believes that humanitarian assistance should help establish the basis for enhanced stability through rehabilitation and development. The Council thus notes the importance of adequate planning in the provision of humanitarian assistance in order to improve prospects for rapid improvement of the humanitarian situation. It also notes, however, that humanitarian considerations may become or continue to be relevant during periods in which the results of peacemaking and peace-keeping efforts are beginning to be consolidated. The Council thus recognizes the importance of ensuring a smooth transition from relief to development, and notes that the provision of coordinated humanitarian assistance is among the basic peace-building tools available to the Secretary-General. In particular, it fully endorses the Secretary-General's observations in paragraph 58 of 'An Agenda for Peace' regarding the problem of land mines, and invites him to address this as a matter of special concern.

"The Security Council intends to continue its consideration of the Secretary-General's report, as indicated in the President's statement of 29 October 1992 (S/24728)."